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DEP & REF
Room 811
3/2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: KÖSTER et al.

Serial No.: 08/933,792

Filed: September 19, 1997

For: COMPOSITIONS AND METHODS
FOR IMMOBILIZING NUCLEIC
ACIDS TO SOLID SUPPORTS



I hereby certify that this paper and the attached papers are being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents
Washington, D.C. 20231, on this date.

7/24/98
Date

Stephanie L. Seidman

1641
8-27-98
7520
7540
7530
7540
Owen King

1623
3-28

REQUEST FOR REFUND

08
SEP
9-28
AC-13

Assistant Commissioner for Patents
Washington, D.C. 20231

ATTN: Office of Finance

Sir:

Applicant hereby requests a refund in the amount of \$65.00 which represents one-half the surcharge for filing the Response to Notice to File Missing Parts. This request is being filed within three months of the payment of the surcharge which was submitted on June 18, 1998. A Verified Statement Claiming Small Entity Status is enclosed herewith.

Please credit the surcharge refund amount of \$65.00 to Deposit Account No. 08-1641. A duplicate of this Request is enclosed.

Respectfully submitted,

HELLER EHRMAN WHITE & McAULIFFE

By:

Stephanie L. Seidman
Registration No. 33,779

Attorney Docket No. 24736-2003B (formerly 7352-2003B)

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**VERIFIED STATEMENT (DECLARATION) CLAIMING
SMALL ENTITY STATUS (37 C.F.R. §§1.9(f)
and 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ () the owner of the small business concern identified below:
- ☒ (X) an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN Sequenom, Inc.
ADDRESS OF CONCERN 11555 Sorrento Valley Road
 San Diego, California 92121

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. §121.3-18 and reproduced in 37 C.F.R. §1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled "COMPOSITIONS AND METHODS FOR IMMOBILIZING NUCLEIC ACIDS TO SOLID SUPPORTS" by inventors Hubert Köster, David M. Lough, Dirk Reuter, and Scott Higgins.

- ☐ () the specification filed herewith
- ☒ (X) application Serial No. 08/933,792 filed Sept. 19, 1997
- ☐ () Patent No. _____, issued _____

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. §1.9(d) or by any concern which would not qualify as a small business concern under 37 C.F.R. §1.9(d) or a nonprofit organization under 37 C.F.R. §1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 C.F.R. §1.27).

Full Name _____
Address _____
() Individual () Small Business Concern () Nonprofit Organization

Full Name _____
Address _____
() Individual () Small Business Concern () Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 C.F.R. §1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING
TITLE OF PERSON OTHER THAN OWNER

Stephen Zaniboni
Secretary

ADDRESS OF PERSON SIGNING

Sequenom, Inc.
11555 Sorrento Valley Road
San Diego, California 92121

SIGNATURE



DATE

7.3.98